

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

FEB 05 2014

JULIA C. DUDLEY, CLERK
BY:  DEPUTY CLERK

JARROD MARTIN,)	CASE NO. 7:14CV00045
)	
Petitioner,)	
v.)	FINAL ORDER
)	
UNKNOWN,)	By: Glen E. Conrad
)	Chief United States District Judge
Respondent.)	


In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that this action, filed as a petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is hereby **CONSTRUED** as a petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241; the clerk is **DIRECTED** to redesignate it as such on the court's docket; the petition is hereby **DISMISSED** without prejudice for lack of jurisdiction, and this action is stricken from the active docket of the court.

Further, finding that petitioner has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

ENTER: This 5th day of February, 2014.



Chief United States District Judge